

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 UNITED STATES OF AMERICA,)
11 Plaintiff,) CASE NO. 05-553M
12 v.)
13 CARLOS LIKEE RAINES, a/k/a) DETENTION ORDER
14 Carlos Dishon Johnson-Rainey,)
15 "C", and "CJ")
Defendant.)

Offenses charged in the District of Alaska:

Count 1: Conspiracy in Relation to Cocaine and Methamphetamine Trafficking, in violation of Title 21, U.S.C., Sections 846 and 841(b)(1)(A);

Counts 2&7: Distribution of Cocaine, in violation of Title 21, U.S.C., Sections 841(a)(1) and 841(b)(1)(C);

Counts 3-6: Distribution of Methamphetamine, in violation of 21, U.S.C.,
Sections 841(a)(1) and 841(b)(1)(A);

Counts 8-9: Possession with Intent to Distribute Cocaine or Methamphetamine, in violation of Title 21, U.S.C., Sections 841(a)(1) and 841(b)(1)(B)&©), and,

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1 Counts 12-22:Money Laundering, in violation of Title 18, U.S.C., Sections
2 1956(a)(1)(A)(I) & (a)(1)(B)(ii) and 2.

3 Date of Detention Hearing: November 18, 2005.

4 The Court, having conducted both an uncontested detention hearing pursuant to
5 Title 18 U.S.C. § 3142(f) and a preliminary Rule 5(c)(3) inquiry. The defendant waived his
6 rights to a full Rule 5(c)(3)(D) hearing and the Court signed an order of transfer to the
7 originating district court of the District of Alaska to answer the charges.

8 The detention hearing was uncontested, and the defendant may address the issue
9 of detention in Alaska. Moreover, based upon the factual findings and statement of reasons
10 for detention hereafter set forth, the Court finds that no condition or combination of
11 conditions which the defendant can meet will reasonably assure the appearance of the
12 defendant as required and the safety of any other person and the community. The
13 Government was represented by Todd Greenberg. The defendant was represented by
14 Robert Gombiner.

15 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

16 (1) There is probable cause to believe the defendant committed the ten+ year
17 drug offense. There is therefore a rebuttable presumption against the
18 defendant's release based upon both dangerousness and flight risk, under
19 Title 18 U.S.C. § 3142(e).

20 (2) The defendant poses a risk of nonappearance as his background and ties
21 to this district and the District of Alaska are unknown/unverified.

22 Defendant also poses a flight risk as he has access to large sums of cash.

23 (3) The defendant stipulated to detention.

24 Thus, there is no condition or combination of conditions that would reasonably assure
25 future court appearances.

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1 **It is therefore ORDERED:**

2 (1) The defendant shall be detained pending trial and committed to the
3 custody of the Attorney General for confinement in a correction facility
4 separate, to the extent practicable, from persons awaiting or serving
5 sentences or being held in custody pending appeal;

6 (2) The defendant shall be afforded reasonable opportunity for private
7 consultation with counsel;

8 (3) On order of a court of the United States or on request of an attorney for
9 the Government, the person in charge of the corrections facility in which
10 the defendant is confined shall deliver the defendant to a United States
11 Marshal for the purpose of an appearance in connection with a court
12 proceeding; and

13 (4) The clerk shall direct copies of this order to counsel for the United
14 States, to counsel for the defendant, to the United States Marshal, and to
15 the United States Pretrial Services Officer.

16 DATED this 28th day of November, 2005.

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21 MONICA J. BENTON
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23 United States Magistrate Judge
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